

Update: Traffic Benchbook— Revised Edition, Volume 1

CHAPTER 2

Civil Infractions

2.4 Parking, Stopping, or Standing

D. Disabled Person Parking

Insert the following case summary after the first paragraph of subsection (D) near the middle of page 2-11:

The “courtesy” to which a disabled person is entitled under MCL 257.675(6) extends to relief from liability for any parking violations other than those violations contained in the motor vehicle code or where the vehicle code expressly excepts certain local parking prohibitions regarding traffic and emergency vehicles. *City of Monroe v Jones*, ___ Mich App ___, ___ (2003).

In *City of Monroe*, the Court of Appeals reversed the trial court’s ruling that the defendant was liable for fines and costs associated with parking tickets she received for exceeding the posted time limit for parking spaces near the defendant’s place of employment. The Court stated:

“The language of §675(6) clearly and unambiguously provides, in an all-encompassing manner, that a disabled person shall be relieved of liability for a parking violation except as provided in the statute. There is no dispute that defendant is a disabled person, that her vehicle properly displayed the requisite identification showing her to be disabled, and that she was cited for multiple parking violations.

* * *

“We find that MCL 257.675(6) precludes defendant from being held liable because she is a disabled person and was cited, not for violating the Vehicle Code, but for violating a local time-restriction parking ordinance not contemplated by MCL

257.675(6) as constituting an exception to the liability exemption for disabled persons.” *City of Monroe, supra* at ____.